

THOMAS WILLARD PLANK,)
)
 Plaintiff,)
)
 v.) Case No. 1:06-cv-31
)
 SHAW INDUSTRIES, INC.,)
)
 Defendant.)

This case came before the Court on the motion for summary judgment by defendant Shaw Industries, Inc. The Honorable Harry S. Mattice, Jr., United States District Judge, having rendered a decision on the defendant's motion,

that plaintiff Thomas Willard Plank take nothing, that the action be **DISMISSED WITH PREJUDICE** on the merits, and that defendant Shaw Industries, Inc. recover of plaintiff Thomas Willard Plank its costs of action.

PATRICIA L. McNUTT
CLERK OF COURT